

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK
CASE NO. 18-CR-420

UNITED STATES OF AMERICA)	ORDER ON MOTION FOR
)	REDUCTION IN SENTENCE
V.)	UNDER 18 U.S.C. § 3582(c)(1)(A)
SHAHIME SMITH, USM No. 85833-054)	(COMPASSIONATE RELEASE)
)	

Upon motion of the defendant the Director of the Bureau of Prisons for a reduction in sentence pursuant to 18 U.S.C. § 3582(c)(1)(A), and after considering the applicable factors set forth in 18 U.S.C. § 3553(a) and the applicable policy statements issued by the Sentencing Commission to the extent they are relevant to whether a deduction is warranted (and, if so, the amount of the reduction),

IT IS ORDERED that the motion is:

GRANTED

The defendant's previously imposed sentence of imprisonment of 30 Months
is reduced to _____; or

Time served:

The defendant is to remain in Bureau of Prisons custody until the defendant's residence can be verified *or* a release plan can be developed.
Additional custody shall not exceed _____ days unless extended by the Court, or

An appropriate release plan is in place and the defendant shall be released immediately.

SUPERVISED RELEASE

- The defendant's term of supervised release is unchanged.
- The defendant's term of supervised release is changed from _____ to _____.
- The defendant's conditions of supervised release are unchanged.
- The defendant's conditions of supervised release are modified as follows:

DEFERRED pending supplemental briefing and/or a hearing. The court DIRECTS the United States Attorney to file a response on or before _____, along with all Bureau of Prisons records [medical, institutional, administrative] supporting the approval or denial of this motion.

DENIED after complete review of the motion on the merits.

FACTORS CONSIDERED (Optional)

DENIED WITHOUT PREJUDICE for failure to exhaust remedies (failure to fully exhaust all administrative rights to appeal a failure of the Bureau of Prisons to bring a motion on the defendant's behalf; the lapse of 30 days from the receipt of such a request by the Warden, whichever is earlier).

IT IS SO ORDERED.

5/15/20

DATE

Andrea L Carter

UNITED STATES DISTRICT JUDGE